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6 Attorneys for Defendants  
GENENTECH-ROCHE PHARMA TRANSITIONAL  
7 BENEFITS PLAN (erroneously sued as Genentech-  
Roche Transitional Benefit Plan); GENENTECH,  
8 INC.; and PLAN ADMINISTRATOR OF THE  
GENENTECH-ROCHE PHARMA TRANSITIONAL  
9 BENEFITS PLAN (erroneously sued as Genentech  
Plan Administrator and Genentech Plan Fiduciary)

10  
11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13

14 MICHAEL DEL AGUILA,

15 Plaintiff,

16 vs.

17 GENENTECH-ROCHE TRANSITIONAL  
BENEFIT PLAN, an unknown entity;  
18 GENENTECH, INC.; GENENTECH PLAN  
ADMINISTRATOR; GENENTECH PLAN  
19 FIDUCIARY; and DOES 1-50,

20 Defendants.  
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Case No. 3:14-cv-04265-MMC

**STIPULATION AND ~~PROPOSED~~  
ORDER TO CONTINUE JANUARY 9,  
2015 CASE MANAGEMENT  
CONFERENCE**

[Civil Local Rules 6-1, 6-2]

Pursuant to Civil Local Rules 6-1 and 6-2, Plaintiff Michael del Aguila and Defendants Genentech-Roche Pharma Transitional Benefits Plan (erroneously sued as Genentech-Roche Transitional Benefit Plan); Genentech, Inc.; and Plan Administrator of the Genentech-Roche Pharma Transitional Benefits Plan (erroneously sued as Genentech Plan Administrator and Genentech Plan Fiduciary) (collectively, the “Parties”), by and through their respective counsel of record, stipulate to continue the Case Management Conference currently scheduled for January 9, 2015 to January 30, 2015.

WHEREAS, in an Order dated November 13, 2014, the Court set a Case Management Conference for January 9, 2015 (Dkt. No. 15);

WHEREAS, the Court granted Defendants’ Motion to Dismiss on December 9, 2014 and ordered Plaintiff to file an amended complaint no later than January 9, 2015 (Dkt. No. 20);

WHEREAS, Defendants believe that the Case Management Conference will be more productive if it is held after Defendants have an opportunity to review Plaintiff’s First Amended Complaint and confer with Plaintiff accordingly;

WHEREAS, Plaintiff agrees to continue the Case Management Conference to January 30, 2015;

WHEREAS, no prior continuance has been requested in this case;

WHEREAS, continuing the January 9, 2015 Case Management Conference to January 30, 2015 will not affect the schedule for the remaining case or prejudice the Parties.

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1           THEREFORE, IT IS STIPULATED by the Parties and respectfully requested that the  
2 Case Management Conference currently scheduled for January 9, 2015 be continued to  
3 January 30, 2015.

4           IT IS SO STIPULATED.

5 Dated: January 7, 2015

MORGAN, LEWIS & BOCKIUS LLP

7 By /s/ Nicole A. Diller

8 Nicole A. Diller

Attorneys for Defendants

9 GENENTECH-ROCHE PHARMA TRANSITIONAL  
10 BENEFITS PLAN (erroneously sued as Genentech-  
11 Roche Transitional Benefit Plan); GENENTECH, INC.;  
12 and PLAN ADMINISTRATOR OF THE  
13 GENENTECH-ROCHE PHARMA TRANSITIONAL  
14 BENEFITS PLAN (erroneously sued as Genentech Plan  
15 Administrator and Genentech Plan Fiduciary)

14 Dated: January 7, 2015

TOD M. RATFIELD, APC  
ISRAEL & SAMUELS LLP

16 By /s/ Tod M. Ratfield

17 Tod M. Ratfield

Attorneys for Plaintiff

18 MICHAEL DEL AGUILA

19 **FILER'S ATTESTATION**

20 I, Nicole A. Diller, am the ECF user whose identification and password are being used to  
21 file this Stipulation and [Proposed] Order to Continue January 9, 2015 Case Management  
22 Conference. In compliance with L.R. 5-1(i)(3), I hereby attest that Tod M. Ratfield concurs in  
23 this filing.

25 Dated: January 7, 2015

/s/ Nicole A. Diller

Nicole A. Diller

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~~PROPOSED~~ ORDER

Pursuant to the Parties’ Stipulation to Continue January 9, 2015 Case Management Conference and for good cause appearing, the Stipulation is approved. The Court hereby orders as follows:

The Case Management Conference currently scheduled for January 9, 2015 at 10:30 a.m. is continued until January 30, 2015 at 10:30 a.m.

IT IS SO ORDERED.

Dated: January 7, 2015

  
HON. MAXINE M. CHESNEY  
UNITED STATES DISTRICT JUDGE

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